

cases in which a preliminary injunction is sought. (*See, e.g., S.E.C. v. Wilson*, 2012 WL 5874456 (E.D.Mich. Nov.20, 2012) (granting leave to immediately schedule depositions and issue written discovery requests where a preliminary injunction request was pending); *Tenn. Guardrail, Inc. v. Tenn. Dept. of Transp.*, 2011 WL 5153086, at *4–5 (M.D.Tenn. Oct.28, 2011) (setting a preliminary injunction hearing and ordering expedited discovery to take place in advance of the hearing); *USEC Inc. v. Everitt*, 2009 WL 152479 (E.D.Tenn. Jan.22, 2009).

Here, a preliminary injunction is pending. (Plaintiff’s Motion for Ex Parte Temporary Restraining Order) (hereinafter, “Plaintiff’s Motion”). Plaintiff has moved this Court for an injunction prohibiting MMC from requesting that she attend the rotations in the facilities located outside of Nashville. (Plaintiff’s Motion). Plaintiff is scheduled to participate in six clinical rotations. (Declaration of Ronette Adams-Taylor, ¶ 5). Given the rotation schedule, Plaintiff’s requests will arise repeatedly throughout the course of the semester because more than one of her Fall semester clerkships are located outside of Nashville. (Declaration of Ronette Adams-Taylor, ¶ 5). Given the frequency with which Plaintiff is expected to travel to attend her scheduled rotations, MMC should be granted the opportunity to proceed with discovery on an expedited basis. Otherwise, the parties can be expected to repeatedly litigate requests for injunctions, thereby permitting Plaintiff to use the pace of the litigation process to bypass MMC’s scheduled curriculum, which would render the enforcement of its rotation schedule moot.

CONCLUSION

MMC seeks discovery within a timeframe reasonable to the circumstance. For the foregoing reasons, Defendant’s Motion for Expedited Discovery and Case Management Conference should be granted.

Respectfully submitted,

s/ Mark A. Baugh

Mark A. Baugh, BPR No. 015779
BAKER, DONELSON, BEARMAN,
CALDWELL & BERKOWITZ, P.C.
Baker Donelson Center
211 Commerce Street, Suite 800
Nashville, Tennessee 37201
Telephone (615) 726-5600
Facsimile (615) 744-5760

*Attorney for Defendant
Meharry Medical College*

CERTIFICATE OF SERVICE

I hereby certify that on the 18th day of September, 2019, a copy of the foregoing *Defendant's Motion and Memorandum of Law in Support of its Motion for Expedited Discovery and Case Management Conference* was filed electronically. Notice of this filing will be served by operation of the Court's electronic filing system to counsel for parties below. Counsel for parties may access these filings through the Court's electronic filing system:

Joyce Williams Cooper
Lloyd David Ronin
Agee Owens & Cooper, LLC
110 N. Spring Street, Suite 100
McMinnville, TN 37110

Attorneys for Plaintiff

s/ Mark A. Baugh

Mark A. Baugh